

MEMORANDUM IN SUPPORT OF ~~FLRA~~

## MOTION FOR LEAVE TO PROCEED ON appeal

FORMA PAUPERIS

Gulley v. Pocock

FILED  
AUG 20 2008  
MICHAEL W. HOBBS  
CLERK, U.S. DISTRICT COURT  
JULY 1, 2008

Plaintiff's motion for leave to file in forma pauperis (3) is granted. The initial partial filing fee is waived. The Court orders the trust fund officer at Plaintiff's current place of confinement to collect monthly payment Plaintiff's trust fund account in accordance with this order. The Court dismisses the Complaint under its preliminary review for failure to state a claim, 28 U.S.C. § 1915A. The dismissal of the Complaint counts as one of Plaintiff's three allotted dismissals.

Gulley v. Aramark Foods

July 24, 2008

This Court dismissed NO. 08C50099 on July 1, 2008, for failure to state a claim. The Court noted in that order that Plaintiff appeared to have gotten the defendants and the claim mixed up in the two cases. The Court dismisses the Complaint without prejudice. Plaintiff is given 30 days from the date of this order to submit an Amended Complaint on the forms required by Local Rule 81.1 of this court. Plaintiff

Judge Frederick J. Kapala

Case No. 08C50099 Date July 1, 2008

Case Title Jerry L. Gulley ~~vs. Aramark Foods~~ 08C50099

1 of 3

Must write both the case number and judge's name on the Complaint and return the originally fill out and signed form and a copy for the judge and a copy for ~~each~~ each defendant he names. If Plaintiff does not timely comply with this order this case be dismissed. However, Plaintiff will still be responsible for paying the fee.

Gulley v. Pocock

Aug 5, 2008

Plaintiff motion for leave to appeal in forma pauperis (11) is denied. The court certifies that the appeal is not taken in good faith and orders Plaintiff to pay the appellate fees of \$455 within 14 days or the Court of appeals may dismiss his appeal for want of prosecution.

Plaintiff, Jerry Lewis Gulley, has filed a notice of appeal from the judgment entered on July 1, 2008, and seeks leave to proceed in forma pauperis.

For the reasons stated in the July 1, 2008 order, the court finds that this action does not raise a substantial issue meriting appellate review.

Plaintiff having having raised none in his motion to

Judge Frederick J. Kapala  
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to proceed in forma pauperis on appeal or in his recently submitted letter and inmate raised none in his motion to proceed in forma pauperis on appeal or in his recently submitted letter and inmate request form, the Court certifies under 28 U.S.C. § 1915 (a)(2) that the appeal is not good faith and that no appeal should be taken.

My motion should be <sup>not</sup> denied due to fact my case, Jerry Lewis Gullett V. Pocock, I was given another exate 30 days to overturn that this case or motion and notice shall be in good faith by going to July 1, 2008, Jerry Lewis Gullett (#58630) V. Pocock, Cyrus Oats and Winnebago County Justice Center,

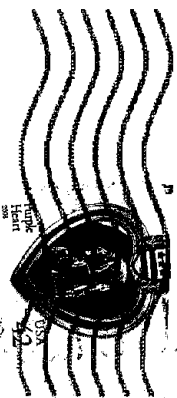
Judge Frederick J. Kapala

Case No. 08CS0099 Date July 1, 200

Case Title Jerry Lewis Gullett (#58630) V. Pocock

W. C. J. C.  
Jerry L. Gallely  
650 West State St.  
Rockford, IL  
61101

ROCKFORD IL 611  
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United States District Court  
211 S. Court Street  
Rockford, IL  
61101

61101+1213

